

Wind Energy Regulatory Advisory Panel
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Permit By Rule Process

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Purpose

- Provide information on PBRs
- Provide information on the review process used by solid waste program
- Discuss issues with PBR process



Background Information

- Permit by rules are based on regulations and not on a facility-specific permit application document.
- Owner/Operator certifies that the facility will comply with the regulations.
- Regulations provide criteria that the facility will meet such as notification, siting, design, operation/maintenance, and closure.



PBR Process

- Owner/Operator submits:

- ☐ Notification of intent

- ☐ Certifications

- Local government approval

- Siting and operational certification IAW regs

- PE certification of design/construction IAW regs

- ☐ Plans

- Operational and closure


- ☐ Financial Assurance

- ☐ Results of public participation



DEQ Review

- Review within 30 days of receipt
- Administrative/Completeness review
 - Does not involve detailed facility specific review
- All required documentation submitted?
 - If yes, facility is deemed to have a permit



Things to consider

- PBR is not a permit issuance
 - Full review for technical and regulatory adherence is not performed
 - Applicant submits required information and are deemed to have a permit by rule for the facility
- Ensuring compliance is performed through facility inspections
- Regulations should specify criteria for loss of PBR status



Questions?

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